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To: Joseph D. Torres **From:** Ralph F. Hoppin

ART UNIT: 2133

Fax: 703-872-9306 **Pages:** (19) pages including cover sheet

Phone: **Date:** March 24, 2005

Re: U.S. Serial No. 10/701,539

CC: Group Art Unit: 2133

Confirmation No: 8211

Docket No: PHB 34,266B (16860Y)

Urgent **For Review** **Please Comment** **Please Reply** **Please Recycle**

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3. Response Under 37 C.F.R. §1.116

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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)Applicant(s): **Timothy J. Mousley**

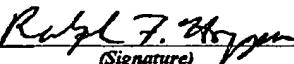
Docket No.

PHB 34,266B (16860Y)Application No.
10/701,539Filing Date
November 5, 2003Examiner
Joseph D. TorresGroup Art Unit
2133Invention: **CODING DEVICE AND COMMUNICATION SYSTEM USING THE SAME**

I hereby certify that this

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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): Timothy J. Mousley			Docket No. PHB 34,266B (16860Y)
Application No. 10/701,539	Filing Date November 5, 2003	Examiner Joseph D. Torres	Group Art Unit 2133
Invention: CODING DEVICE AND COMMUNICATION SYSTEM USING THE SAME			
<p>I hereby certify that this <u>AMENDMENT UNDER 37 C.F.R. §1.116</u> <i>(Identify type of correspondence)</i> is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9306</u>) on <u>March 24, 2005</u> <i>(Date)</i></p> <p><u>Ralph F. Hoppin, Reg. No. 38,494</u> <i>(Typed or Printed Name of Person Signing Certificate)</i></p> <p><u></u> <i>(Signature)</i></p> <p>Note: Each paper must have its own certificate of mailing.</p>			

AMENDMENT TRANSMITTAL LETTER (Large Entity)					Docket No. PHB 34,266B (16860Y)	
Applicant(s): Timothy J. Mousley						
Application No. 10/701,539	Filing Date November 5, 2003	Examiner Joseph D. Torres	Customer No. 23389	Group Art Unit 2133	Confirmation No. 8211	
Invention: CODING DEVICE AND SYSTEM USING THE SAME						
COMMISSIONER FOR PATENTS:						
Transmitted herewith is an amendment in the above-identified application.						
The fee has been calculated and is transmitted as shown below.						
CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	24 -	24 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	5 -	5 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00	
<p><input checked="" type="checkbox"/> No additional fee is required for amendment.</p> <p><input type="checkbox"/> Please charge Deposit Account No. in the amount of</p> <p><input type="checkbox"/> A check in the amount of to cover the filing fee is enclosed.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-1013/SSMP</p> <p><input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.</p> <p><input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038.</p>						
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
 <i>Ralph F. Hoppin</i> <i>Signature</i>					Dated: March 24, 2005	
<p>Ralph F. Hoppin Registration No.: 38,494 SCULLY, SCOTT, MURPHY & PRESSER 400 Garden City Plaza, Suite 300 Garden City, New York 11530 (516) 742-4343</p>						
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Application No. 10/701,539	Filing Date November 5, 2003	Examiner Joseph D. Torres	Customer No. 23389	Group Art Unit 2133	Confirmation No. 8211
Invention: CODING DEVICE AND SYSTEM USING THE SAME					
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Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00
<p><input checked="" type="checkbox"/> No additional fee is required for amendment.</p> <p><input type="checkbox"/> Please charge Deposit Account No. In the amount of</p> <p><input type="checkbox"/> A check in the amount of to cover the filing fee is enclosed.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-1013/SSMP</p> <p><input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.</p> <p><input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038.</p>					
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
 <i>Ralph F. Hoppin</i> <i>Signature</i>			Dated: March 24, 2005		
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RESPONSE UNDER 37 C.F.R.
§1.116 - EXPEDITED PROCEDURE -
EXAMINING GROUP 2133IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**Applicant:** Timothy J. Mousley**Examiner:** Joseph D. Torres**Serial No:** 10/701,539**Art Unit:** 2133**Filed:** November 5, 2003**Docket:** PHB 34,266B (16860Y)**For:** CODING DEVICE AND
COMMUNICATION SYSTEM
USING THE SAME**Date:** March 24, 2005**Conf. No.:** 8211

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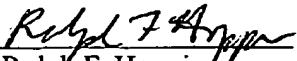
AMENDMENT UNDER 37 C.F.R. §1.116

Sir:

Responsive to the final Office Action dated February 11, 2005, Applicant respectfully requests that the Examiner reconsider the above-identified application in view of the following.

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8(a)

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Dated: March 24, 2005

 Ralph F. Hoppin